

DECLARATION

Utility Application



LYON & LYON

DOCKET INFORMATION

247/185

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name and signature.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PORTABLE LASER TRANSCEIVER, the specification of which was filed on November 5, 1999, as Serial No. 09/434,913.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Application No.	Country	Date of Filing	Priority Yes ✓	Claimed No ✓

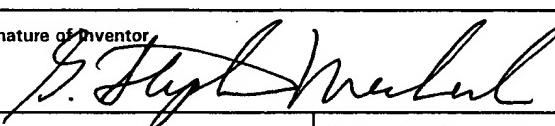
I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

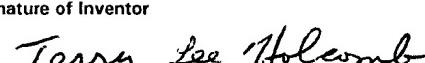
Application No.	Date of Filing

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Send Correspondence to: LYON & LYON
47th Floor, 633 W. Fifth St.
Los Angeles, CA 90071-2066

Direct Telephone Calls to:
John D. McConaghay, Reg. No. 26,773
(213) 489-1600

201	FULL NAME OF INVENTOR	FIRST Name GEORGE	Middle Initial(s) STEPHEN	LAST Name MECHERLE
		Signature of Inventor 		Date 2/1/00
	RESIDENCE & CITIZENSHIP	City Hawthorne	State or Foreign Country California	Country of Citizenship U.S.
	POST OFFICE ADDRESS	Street Address 5361 West 127th Place	City Hawthorne	State or Ctry California

202	FULL NAME OF INVENTOR	FIRST Name TERRY	Middle Initial(s) LEE	LAST Name HOLCOMB
		Signature of Inventor 		Date 2/1/00
	RESIDENCE & CITIZENSHIP	City Torrance	State or Foreign Country California	Country of Citizenship U.S.
	POST OFFICE ADDRESS	Street Address 4611 Vanderhill Road	City Torrance	State or Ctry California



POWER OF ATTORNEY

247/185

LASER DIODE SYSTEMS CORPORATION, assignee of the application for United States Letters Patent for an improvement in PORTABLE LASER TRANSCEIVER, by GEORGE STEPHEN MECHERLE et al., the specification of which having Serial No. 09/434,913, filed on November 5, 1999, does hereby appoint as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Roland N. Smoot, Reg. No. 18,718; Conrad R. Solum, Jr., Reg. No. 20,467; James W. Geriak, Reg. No. 20,233; Robert M. Taylor, Jr., Reg. No. 19,848; Samuel B. Stone, Reg. No. 19,297; Douglas E. Olson, Reg. No. 22,798; Robert E. Lyon, Reg. No. 24,171; Robert C. Weiss, Reg. No. 24,939; Richard E. Lyon, Jr., Reg. No. 26,300; John D. McConaghy, Reg. No. 26,773; William C. Steffin, Reg. No. 26,811; Coe A. Bloomberg, Reg. No. 26,605; J. Donald McCarthy, Reg. No. 25,119; John M. Benassi, Reg. No. 27,483; James H. Shalek, Reg. No. 29,749; Allan W. Jansen, Reg. No. 29,395; Robert W. Dickerson, Reg. No. 29,914; Roy L. Anderson, Reg. No. 30,240; David B. Murphy, Reg. No. 31,125; Bradford J. Duft, Reg. No. 32,219; James C. Brooks, Reg. No. 29,898; Jeffrey M. Olson, Reg. No. 30,790; Steven D. Hemminger, Reg. No. 30,755; Jerrold B. Reilly, Reg. No. 32,293; Paul H. Meier, Reg. No. 32,274; John A. Rafter, Jr., Reg. No. 31,653; Kenneth H. Ohriner, Reg. No. 31,646; Mary S. Consalvi, Reg. No. 32,212; Lois M. Kwasigroch, Reg. No. 35,579; Lawrence R. LaPorte, Reg. No. 38,948; Robert C. Laurenson, Reg. No. 34,206; Carol A. Schneider, Reg. No. 34,923; ; Hope E. Melville. Reg. No. 34,874; Michael J. Wise, Reg. No. 34,047; Richard J. Warburg, Reg. No. 32,327; Kurt T. Mulville, Reg. No. 37,194; Theodore S. Maceiko, Reg. No. 35,593; Bruce G. Chapman, Reg. No. 33,846 and F.T. Alexandra Mahaney, Reg. No. 37,668; and _____ Reg. No. _____

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I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title from the inventors to the assignees which is filed for recordation herewith and to the best of the knowledge and belief of the assignees, title is in the assignees to grant this power; and I am the assignee of the above-identified application or, if the assignee is a corporation, partnership or other association, I am authorized to make this appointment on behalf of the assignee and I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Assignee	LASER DIODE SYSTEMS CORPORATION	
Post Office Address	5155 West Rosecrans Avenue, Suite 210, Hawthorne, CA 90250	
Signature of Declarant or Assignee	<i>G. Stephen Mecherle</i>	Date 2/1/00
Full Name of Declarant If Other Than Assignee	<i>George Stephen Mecherle</i>	
Title of Declarant	President	
Address of Declarant	5155 West Rosecrans Avenue, Suite 210, Hawthorne, CA 90250	

Applicant: GEORGE STEPHEN MECHERLE and TERRY LEE HOLCOMB
 Serial No.: 09/434,913
 Filed: November 5, 1999
 For: PORTABLE LASER TRANSCEIVER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(c)) -- SMALL BUSINESS CONCERN



I hereby declare that I am

the owner of the small business concern identified below:
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN LASER DIODE SYSTEMS CORPORATION
 ADDRESS OF CONCERN 5155 West Rosecrans Avenue, Suite 210
 Hawthorne, California 90250

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare the rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled PORTABLE LASER TRANSCEIVER by inventor George Stephen Mecherle et al. described in Application Serial No. 09/434,913, filed November 5, 1999.

* The foregoing rights are exclusive.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(e) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME _____

ADDRESS _____

INDIVIDUAL SMALL BUSINESS CONCERN NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING G. Stephen Mecherle
 TITLE OF PERSON OTHER THAN OWNER President
 ADDRESS OF PERSON SIGNING 5155 West Rosecrans Avenue, Suite 210, Hawthorne, CA 90250

G. Stephen Mecherle
 SIGNATURE

DATE

2/1/00